

Message Text

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PAGE 01 STATE 044746
ORIGIN EB-08

INFO OCT-01 ARA-14 EUR-12 EA-12 NEA-10 IO-14 ISO-00
L-03 TRSE-00 SSO-00 SIG-02 USIE-00 NSCE-00 INRE-00
AGRE-00 CEA-01 CIAE-00 COME-00 DODE-00 FRB-01
H-02 INR-10 INT-05 LAB-04 NSAE-00 PA-02 CTME-00
AID-05 SS-15 STR-07 ITC-01 SP-02 SOE-02 OMB-01
DOE-11 /145 R

DRAFTED BY EB/OT/STA:C H BLUM:JH
APPROVED BY EB/OT/STA:J S SPIRO
L/EB: S BENSON
TREAS:T HUME
EA/J: D BROWN
EUR/RPE: R LAMANTIA (SUBS)

-----110875 212319Z /75

O R 212247Z FEB 78
FM SECSTATE WASHDC
TO AMEMBASSY TOKYO IMMEDIATE
INFO AMEMBASSY BONN
AMEMBASSY BRUSSELS
AMEMBASSY COPENHAGEN
AMEMBASSY DUBLIN
USMISSION GENEVA
AMEMBASSY THE HAGUE
AMEMBASSY LONDON
AMEMBASSY LUXEMBOURG
AMEMBASSY PARIS
AMEMBASSY ROME
AMEMBASSY VIENNA
AMEMBASSY OTTAWA
AMEMBASSY MADRID
AMEMBASSY BRASILIA
AMEMBASSY MEXICO
AMEMBASSY NEW DELHI
AMEMBASSY SEOUL
AMEMBASSY TAIPEI
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USMISSION USUN NEW YORK
AMEMBASSY BERN
AMEMBASSY OSLO
AMEMBASSY HELSINKI
AMEMBASSY STOCKHOLM
AMEMBASSY LISBON
AMEMBASSY CANBERRA

AMEMBASSY WELLINGTON

UNCLAS STATE 044746

USEEC ALSO FOR EMBASSY; USOEC ALSO FOR EMBASSY

E.O. 11652:N/A

TAGS:ETRD, JA, US

SUBJECT:ZENITH APPEAL

REF: 77 STATE 177558

1. THE SUPREME COURT ON FEBRUARY 21 GRANTED A WRIT OF CERTIORARI TO ZENITH RADIO CORP. COURT THEREBY AGREED TO REVIEW, PROBABLY IN ITS FALL SESSION, THE JULY 28 DECISION OF THE COURT OF CUSTOMS AND PATENT APPEALS (CCPA) (REFTEL). CCPA HAD UPHELD AS LEGALLY PERMISSIBLE THE TREASURY DEPARTMENT'S ADMINISTRATIVE PRACTICE REGARDING THE NON-EXCESSIVE REBATE OF INDIRECT TAXES. RECOGNIZING BROAD IMPLICATIONS OF ZENITH CASE, USG IS EXPLORING WAYS OF EXPEDITING SUPREME COURT REVIEW. HOWEVER, IT IS MOST LIKELY THAT CASE WILL NOT BE HEARD UNTIL COURT'S FALL TERM WHICH BEGINS OCTOBER 2. VANCE

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: COURT DECISIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 21 feb 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE044746
Document Source: CORE
Document Unique ID: 00
Drafter: C H BLUM:JH
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780078-1043
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
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Legacy Key: link1978/newtext/t19780231/aaaabaiz.tel
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Litigation History:
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Office: ORIGIN EB
Original Classification: UNCLASSIFIED
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Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
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Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 77 STATE 177558
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 08 mar 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3532653
Secure: OPEN
Status: NATIVE
Subject: ZENITH APPEAL
TAGS: ETRD, JA, US, ZENITH CORP
To: TOKYO EEC
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/97cbb7d2-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
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